

**FEDERAL COMMUNICATIONS COMMISSION**

**445 12<sup>th</sup> STREET, S.W.  
WASHINGTON, DC 20554**

September 29, 2010

*In Reply Refer to:*  
1800B3

Ms. Angela Brown  
Atlantic City Board of Education  
1300 Atlantic Avenue, 5<sup>th</sup> Floor  
Atlantic City, NJ 08401

In re: WAJM(FM), Atlantic City, New Jersey  
Facility ID No. 3123  
Request for Special Temporary  
Authorization

Dear Mr. Ramsey:

This letter refers to the September 21, 2010, request for Special Temporary Authorization (“STA”) filed on behalf of the Atlantic City Board of Education (the “Board”), licensee of expired Station WAJM(FM), Washington, New Jersey (the “Station”).

An application for renewal of WAJM(FM)’s license should have been filed by February 1, 2006. No such application was filed, and the Station’s license expired on June 1, 2006. On September 21, 2010, the Board tendered both a license renewal application for the Station<sup>1</sup> and a request for Special Temporary Authorization to continue station operations pending consideration of the license renewal application.

In the STA request, the Board indicates that the failure to file a timely renewal application for the Station is the result of an “administrative oversight” due to the annual turnover in the Board as well as the administrative staff and students overseeing operation of the station; these resulted in a failure to communicate about the need to renew the Station’s license. The Board now requests STA to continue Station operations pending consideration of the renewal application for Station WAJM(FM), in order that it can continue its hands-on broadcasting training to Atlantic City High School students and its broadcast of multilingual and minority-interest programming, Board meetings, and athletic events.

Under Section 309(f) of the Communications Act, 47 U.S.C. Section 309(f), when an appropriate application has been filed, the Commission may grant special temporary authorization if it finds that there are extraordinary circumstances requiring temporary operation is in the public interest and that delay in the institution of such temporary operations would seriously prejudice the public interest. In this case, we believe that the public interest in continuing WAJM(FM)’s noncommercial educational FM broadcast service to the residents of

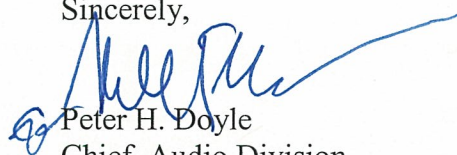
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<sup>1</sup> See File No. BRED-20100921AAN.

Atlantic City, New Jersey, warrants resumed operation of the station pending consideration and disposition of the (untimely) renewal application.

Accordingly, the September 21, 2010, request for Special Temporary Authorization filed by the Atlantic City Board of Education IS GRANTED, and it may continue operation of WAJM(FM), Atlantic City, New Jersey, with the facilities for which the license expired on June 1, 2006. This authorization will expire (1) 180 days from the date of this letter; or (2) upon action on the pending WAJM(FM) license renewal application, whichever is sooner. Grant of this authorization is without prejudice to whatever action, if any, the staff deems appropriate in light of the failure to file a timely license renewal application for WAJM(FM).

Sincerely,

A handwritten signature in blue ink, appearing to read "Peter H. Doyle", is written over the typed name.

Peter H. Doyle  
Chief, Audio Division  
Media Bureau

cc: Heidi Stack, Esq.

Federal Communications Commission Washington, D.C. 20554	Approved by OMB 3060-0386 (July 2002)	FOR FCC USE ONLY
<b>Legal STA</b>		FOR COMMISSION USE ONLY FILE NO. BLSTA - 20100921AAP
Read Instructions/FAQ before filling out form		

**Section I - General Information**

1.	Legal Name of the Applicant ATLANTIC CITY BOARD OF EDUCATION		
	Mailing Address 1300 ATLANTIC AVENUE, 5TH FLOOR		
	City ATLANTIC CITY	State or Country (if foreign address) NJ	Zip Code 08401 -
	Telephone Number (include area code) 6093437200		E-Mail Address (if available) WAJMFMINQUIRIES@ACBOE.ORG
	FCC Registration No 0020207858	Call Sign WAJM	Facility ID Number 3123
2.	Contact Representative (if other than licensee/permittee) ANGELA BROWN		Firm or Company Name ATLANTIC CITY BOARD OF EDUCATION
	Mailing Address 1300 ATLANTIC AVENUE, 5TH FLOOR		
	City ATLANTIC CITY	State or Country (if foreign address) NJ	ZIP Code 08401 -
	Telephone Number (include area code) 6093437200		E-Mail Address (if available) WAJMFMINQUIRIES@ACBOE.ORG
3.	Purpose:		
	<input type="radio"/> Engineering STA		
	<input type="radio"/> Extension of Existing Engineering STA		
	<input checked="" type="radio"/> Legal STA		
	<input type="radio"/> Extension of Existing Legal STA		
4.	Service: FM		
5.	Community of License: City: ATLANTIC CITY    State: NJ		
6.	If this application has been submitted without a fee, indicate reason for fee exemption (see 47 C.F.R. Section 1.1114): <input type="radio"/> Governmental Entity <input checked="" type="radio"/> Noncommercial Educational Licensee/Permittee <input type="radio"/> Other <input type="radio"/> N/A (Fee Required)		
7.	Please explain in detail the "extraordinary circumstances" which warrant temporary operations at variance from the Commission's Rules. In addition, please specify 1) the specific rules and/or policies from which the applicant seeks temporary relief; 2) how the public interest will be furthered by grant; and 3) the expected duration of the STA and the licensee's plan for restoration of licensed operation.		[Exhibit 38]
8.	Anti-Drug Abuse Act Certification. Applicant certifies that neither applicant nor any party to the application is subject to denial of federal benefits		<input checked="" type="radio"/> Yes <input type="radio"/> No

pursuant to Section 5301 of the Anti-Drug Abuse Act of 1988, 21 U.S.C. Section 862.

I hereby certify that the statements in this application are true, complete, and correct to the best of my knowledge and belief, and are made in good faith. I acknowledge that all certifications and attached Exhibits are considered material representations.

Typed or Printed Name of Person Signing ANGELA BROWN	Typed or Printed Title of Person Signing BOARD SECRETARY
Signature	Date (mm/dd/yyyy) 09/21/2010

WILLFUL FALSE STATEMENTS ON THIS FORM ARE PUNISHABLE BY FINE AND/OR IMPRISONMENT (U.S. CODE, TITLE 18, SECTION 1001), AND/OR REVOCATION OF ANY STATION LICENSE OR CONSTRUCTION PERMIT (U.S. CODE, TITLE 47, SECTION 312(a)(1)), AND/OR FORFEITURE (U.S. CODE, TITLE 47, SECTION 503).

## Exhibits

### Attachment 38

Description
Exhibit 38

### **Exhibit 38**

The Atlantic City Board of Education ("the licensee") requests temporary relief from 47 CFR § 73.3539 to continue operating its station, WAJM(FM), despite its failure to file its renewal application prior to the license expiration date of June 1, 2006.

The licensee has filed a renewal application contemporaneously with this application, and thus expects that the need for this Special Temporary Authority will cease if the Commission approves the renewal of WAJM(FM)'s license.

The licensee deeply regrets these errors. They are the result of an administrative oversight that the licensee is taking immediate steps to correct. The station is operated by school district staff and students for curricular, non-profit purposes. There is annual turn-over in the Board as well as the administrative staff and students overseeing the operation of the station. As a result, there was a failure in communication about the need to renew the station's license.

Continued operation of WAJM(FM) while the licensee's renewal application is pending would further the public's interest. WAJM(FM) is fully funded by the Board and it makes no profit on WAJM(FM). Licensee utilizes WAJM(FM) as part of the Board's curriculum. Students in grades 10-12 maintain the unique opportunity to gain course credit while being introduced to radio broadcasting. In addition to the hands-on broadcasting training provided to students, the Board broadcasts multilingual, and minority interest programming on WAJM(FM), and provides exposure and special broadcast opportunities for local talent to broadcast within their community. Further, WAJM(FM) broadcasts Board meetings and athletic events so the community can be actively involved with the Board's activities. WAJM(FM) is an invaluable asset to the students of Atlantic City High School.